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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/937,709	10/01/2001	Felice Fragola	2865-360	7019
7	590 02/24/2004		EXAM	INER
Nixon & Vanderhye			NGO, LIEN M	
8th Floor				
1100 North Glo	ebe Road		ART UNIT	PAPER NUMBER
Arlington, VA 22201-4714			3727	ED

DATE MAILED: 02/24/2004

Please find below and/or attached an Office communication concerning this application or proceeding.

Advisory Action Care Care	.70	Application No.	Applicant(s)			
LIEN TM NGO 3727 The MAILING DATE of this communication appears on the cover sheet with the correspondence address— THE REPLY FILED 02 February 2004 FAILS TO PLACE THIS APPLICATION IN CONDITION FOR ALLOWANCE. Therefore, further action by the applicant is required to avoid abandonment of this application. A proper reply to a consideration under 37 CFR 1.113 may only be either: (1) a timely filed amendment which places the application in communication (RCE) in compliance with 37 CFR 1.114. PERIOD FOR REPLY (check either a) or b)] ***application (RCE) in compliance with 37 CFR 1.114. ***PERIOD FOR REPLY (check either a) or b)] **application (RCE) in compliance of the mailing date of the final rejection. **PERIOD FOR REPLY (check either a) or b)] **application (rCEC) in compliance on the mailing date of the final rejection. **PERIOD FOR REPLY (check either a) or b)] **application (rCEC) in compliance on the mailing date of the final rejection. **ONLY CHECK THIS BOX WHEN THE RIFER REPLY WAS PILEU WHINN TWO MONTHS OF THE FIREM. REJECTION. See MPEP 700.07(1). **ONLY CHECK THIS BOX WHEN THE RIFER REPLY WAS PILEU WHINN TWO MONTHS OF THE REPLACE ECTION. See MPEP 700.07(1). **ONLY CHECK THIS BOX WHEN THE RIFER REPLY WAS PILEU WHINN TWO MONTHS OF THE REPLACE ECTION. See MPEP 700.07(1). **ONLY CHECK THIS BOX WHEN THE RIFER REPLY WAS PILEU WHINN TWO MONTHS OF THE REPLACE ECTION. See MPEP 700.07(1). **ONLY CHECK THIS BOX WHEN THE RIFER REPLY WAS PILEU WHINN TWO MONTHS OF THE RIFER ALL REJECTION. See MPEP 700.07(1). **ONLY CHECK THIS BOX WHEN THE RIFER REPLY WAS PILEU WHINN TWO MONTHS OF THE RIFER ALL REJECTION. See MPEP 700.07(1). **ONLY CHECK THIS BOX WHEN THE RIFER REPLY WAS PILEU WHINN TWO MONTHS OF THE RIFER ALL REJECTION. See MPEP 700.07(1). **ONLY CHECK THIS BOX WHEN THE RIFER REPLY WAS PILEU WHINN TWO MONTHS OF THE RIFER ALL REJECTION. See MPEP 700.07(1). **ONLY CHECK THIS BOX WHINN TWO MONTHS OF THE RIFER ALL REJECTION. See MPEP 700.07(1). **ONLY CHECK THIS BOX WHINN TWO MONTHS OF THE RIFER ALL RE	Advisory Action					
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a) ☐ The period for reply expires ② months from the mailing date of the final rejection. b) ☐ The period for reply expires on: (1) the mailing date of this Advisory Actor, or (2) the date set forth in the final rejection, whichever is later. In no evert, however, with the statutory period for reply expire later with SM MONTHS from the mailing date of the final rejection. The ADVISION OF THIS BOX WHEN THE FIRST REPLY WAS FILED WITHIN TWO MONTHS OF THE FINAL REJECTION. See MPEP (1875) (1975) (1	Therefore, further action by the applicant is required to avoid abandonment of this application. A proper reply to a final rejection under 37 CFR 1.113 may only be either: (1) a timely filed amendment which places the application in condition for allowance; (2) a timely filed Notice of Appeal (with appeal fee); or (3) a timely filed Request for Continued					
b) The period for reply expires on: (1) the mailing date of this Advisory Action, or (2) the date set forth in the final rejection, whichever is later. In no event, however, with the stutulory period for reply expire later than SIX MONTHS from the mailing date of the final rejection. ONLY CHECK THIS BOX WHEN THE FIRST REPLY WAS FILED WITHIN TWO MONTHS OF THE FINAL REJECTION. See MPEP 705.07(f). Extensions of time may be obtained under 37 CFR 1.138(a). The date on which the petition under 37 CFR 1.138(a) and the appropriate extension fee bene filed in the date for purposes of determining the period of extension and the corresponding amount of the fee. The appropriate extension fee under 37 CFR 1.17(a) is calculated from: (1) the expiration date of the shortened statutory period for reply originally set in the final Office action, or (2) as set forth in (3) above, if checked, Any reply received by the Office later than three months after the mailing date of the final rejection, even if timely find, may reduce any extensions the state than three months after the mailing date of the final rejection, even if timely find, may reduce any extension the state than three months after the mailing date of the final rejection, even if timely find, may reduce any extension the state than three months after the mailing date of the final rejection, even if timely find, may reduce any extension than the period state than the corresponding must be filed within the period set forth in 37 CFR 1.192(a), or any extension thereof (37 CFR 1.191(d)), to avoid dismissal of the appeal. 1. A Notice of Appeal was filed on Appellant's Brief must be filed within the period set forth in 37 CFR 1.192(a), or any extension thereof (37 CFR 1.191(d)), to avoid dismissal of the appeal. 2. The proposed amendment(s) will not be entered because: (a) The proposed amendment (a) time with reference that the proposed amendment (a) time is used to the proposed date of the proposed amendment (b) time is used. The period of the proposed date is us	PERIOD FOR REPLY [check either a) or b)]					
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have been filed is the date for purposes of determining the period of extension and the corresponding amount of the fee. The appropriate extension fee under 37 CFR 1.1.91 (a) above, if checked. Any reply received by the Office later than three months after the mailing date of the final rejection, even if timely filed, may reduce any earned patent term adjustemnt. See 37 CFR 1.7.91(b). 1. A Notice of Appeal was filed on Appellant's Brief must be filed within the period set forth in 37 CFR 1.192(a), or any extension thereof (37 CFR 1.191(d)), to avoid dismissal of the appeal. 2. The proposed amendment(s) will not be entered because: (a) they raise new issues that would require further consideration and/or search (see NOTE below); (b) they raise the issue of new matter (see Note below); (c) they are not deemed to place the application in better form for appeal by materially reducing or simplifying the issues for appeal; and/or (d) they present additional claims without canceling a corresponding number of finally rejected claims. NOTE: See Continuation Sheet. 3. Applicant's reply has overcome the following rejection(s): 4. Newly proposed or amended claim(s) would be allowable if submitted in a separate, timely filed amendment canceling the non-allowable claim(s) would be allowable if submitted in a separate, timely filed amendment canceling the non-allowable claim(s). 5. The aj affidavit, bj exhibit, or cj request for reconsideration has been considered but does NOT place the application in condition for allowance because: 6. The affidavit or exhibit will NOT be considered because it is not directed SOLELY to issues which were newly raised by the Examiner in the final rejection. 7. For purposes of Appeal, the proposed amendment(s) aj will not be entered or bj will be entered and an explanation of how the new or amended claims would be rejected is provided below or appended. The status of the claim(s) is (or will be) as follows: Claim(s) objected to: Claim(s) obj	event, however, will the statutory period for reply expire later than SIX MONTHS from the mailing date of the final rejection. ONLY CHECK THIS BOX WHEN THE FIRST REPLY WAS FILED WITHIN TWO MONTHS OF THE FINAL REJECTION. See MPEP					
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LEE YOUNG SUPERVISORY PATENT EXAMINER						
SUPERVISORY PATENT EXAMINER	Wild Control C					

Continuation Sheet (PTOL-303) 09/937,709

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Application No.

Continuation of 2. NOTE: claims 1 and 37, as amended, add more limitations and delete some limitations which have not been previously presented and raise new issues that would require further consideration and/or search. Moreover, the amendment of the specifications and drawing will not be entered because they introduce new matter.